Attorney Docket No. 047744-0125

SEP 2 0 2010

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Michael TESAR et al.

Title:

ANTI-CD38 HUMAN ANTIBODIES AND USES THEREFOR

Appl. No.:

10/588,568

International

02/7/2005

Filing Date:

371(c) Date:

10/14/2009

Examiner:

Anne Gussow

Art Unit:

1643

Confirmation

8662

Number:

PRELIMINARY AMENDMENT UNDER 37 C.F.R. § 1.115

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Prior to examination of the present Application, Applicant respectfully requests that the application be amended as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this document.

Remarks/Arguments begin on page 9 of this document.

Please amend the application as follows:

ITW